

Attorney's Docket No. 5051-338CT

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Conkling et al.

Serial No.: 09/963,340

Filed: September 24, 2001

For: REGULATION OF QUINOLATE PHOSPHORIBOSYL TRANSFERASE EXPRESSION

Group Art Unit: 1639

Confirmation No.: 1188

Examiner: Kallis

October 8, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

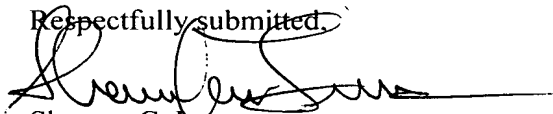
**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
FOR INTERNATIONAL SEARCH REPORT**

Sir:

Attached is a Supplemental Form PTO-1449 listing documents cited in the European Search Reports for the corresponding European Application Numbers 04004192.3 and 04004191.5. Each document listed on the attached PTO-1449 was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement. A copy of any listed foreign patent document and/or non-patent literature including the Search Report, is enclosed. A copy of any listed U.S. patent and/or U.S. patent application publication is not provided herewith in accordance with the waiver by the U.S. Patent and Trademark Office of requirements under 37 C.F.R. § 1.98(a)(2)(i) for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC § 371 after June 30, 2003.

No fee is believed due; however, the Commissioner is hereby authorized to charge any deficiency or credit any refund to Deposit Account No. 50-0220.

Respectfully submitted,


Shawna C. Lemon
Registration No. 53,888

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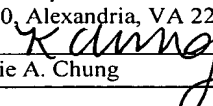
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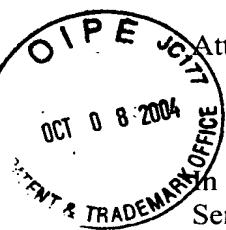
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Katie A. Chung



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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

RESUBMISSION OF INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Resubmission of Information Disclosure Statement is being made in response to the Official Action mailed April 8, 2004. Attached hereto is a copy of the Form PTO-1449 submitted on September 24, 2001 and copies of the non-U.S. patent references cited thereon. It is requested that these documents be considered by the Examiner and officially made of record in accordance with the provisions of 37 C.F.R. § 1.56 and Section 609 of the MPEP.

No fee is believed due. However, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted,

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Katie A. Chung

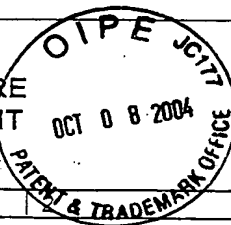
**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Sheet

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of



Complete if Known	
Application Number	To Be Assigned
Filing Date	September 21, 2001
First Named Inventor	Mark A. Conkling
Group Art Unit	
Examiner Name	
Attorney Docket Number	5051.338CT

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code (if known)			
	1	5,107,065		Shewmaker et al.	4/21/92	
	2	5,254,800		Bird et al.	10/19/93	
	3	5,260,205		Nakatani et al.	11/9/93	
	4	5,356,799		Fabijanski et al.	10/18/94	
	5	5,365,015		Grierson et al.	11/15/94	
	6	5,369,023		Nakatani et al.	11/29/94	
	7	5,451,514		Boudet et al.	9/19/95	
	8	5,453,566		Shewmaker et al.	9/26/95	
	9	5,610,288		Rubenstein	3/11/97	
	10	5,684,241		Nakatani et al.	11/4/97	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Office	Number	Kind Code (if known)				
	11		WO 00/67558		PCT			
	12		WO 93/0546		PCT			
	13		WO 94/28142		PCT			

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T
	14	Burtin, D., et al., <i>Over expression of Arginine Decarboxylase in Transgenic Plants</i> , <u>Biochem. J.</u> , Vol. 325 (Part 2), pp. 331-337 (1997).	
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	24	Feth, et al., <i>Regulation in Tobacco Callus or Enzyme Activities of the Nicotine Pathway</i> , <u>Planta</u> , Vol. 168, pp. 402-407	
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Examiner Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 2 of 2

Application Number To Be Assigned
 Filing Date September 21, 2001
 First Named Inventor Mark A. Conkling
 Group Art Unit
 Examiner Name
 Attorney Docket Number 5051.338CT

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T
	31	Izant, et al., <i>Inhibition of Thymidine Kinase Gene Expression by Anti-Sense RNA: A Molecular Approach to Genetic Analysis</i> , Cell, Vol. 36, pp. 1007-1015 (April 1984)	
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	33	Lam, et al., <i>Site-Specific Mutations Alter In Vitro Factor Binding and Change Promoter Expression Pattern in Transgenic Plants</i> , Proc. Nat. Acad. Sci. USA, Vol. 86, pp. 7890-7894 (1989)	
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	38	Ohta, et al., <i>Metabolic Key Step Discriminating Nicotine Producing Tobacco Callus Strain From Ineffective One</i> , Biochem. Physiol. Pflanzen, Vol. 175, pp. 382-385 (1980)	
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	59	Weintraub, et al., <i>Anti-sense RNA as a Molecular Tool for Genetic Analysis</i> , Trends in Genetics, Vol. 1, pp. 22-25 (1985)	
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Examiner Signature

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